



**New Jersey Turnpike Authority
Invitation to Bid on Certain Surplus Real Properties**

BID SOLICITATION NOTICE

TO RECEIVE A BID PACKAGE, BIDDER MAY EITHER DOWNLOAD THE PACKAGE FROM THE AUTHORITY'S WEBSITE AT <http://www.state.nj.us/turnpike/purchasing.html> OR REQUEST A BID PACKAGE BY COMPLETING THIS PAGE AND FAXING IT TO THE NUMBER STATED BELOW. FOR RECORD KEEPING PURPOSES, WE REQUEST THAT THE BIDDER COMPLETE THIS PAGE AND RETURN TO US, EVEN WHEN BIDDER IS DOWNLOADING THE BID. THIS IS THE ONLY NOTICE OF BIDDING FOR THE FOLLOWING SURPLUS REAL PROPERTY BIDDERS WILL RECEIVE.

THE NEW JERSEY TURNPIKE AUTHORITY
PROCUREMENT AND MATERIALS MANAGEMENT DEPARTMENT
P.O. Box 5042
581 Main Street
Woodbridge, New Jersey 07095-5042
Tel. - 732-750-5300
Fax - 732-750-5399

REQUEST FOR BIDS ON SURPLUS REAL PROPERTY

**PROPERTY: 2 Vacant Tax Lots
Township of East Brunswick, Middlesex County
Block 585, Lots 17 & 18
Parcels 755X2 & 756X2**

BID NO: RM-114458

DUE DATE: MARCH 19, 2015

TIME: 11:30 A.M.

SUBMIT BIDS BEFORE THE DUE DATE AND TIME TO THE ABOVE ADDRESS
BIDDER INFORMATION (PLEASE PRINT)

NAME OF BIDDING ENTITY

ADDRESS

CITY, STATE AND ZIP CODE

E-MAIL ADDRESS

REPRESENTATIVE TO CONTACT-NAME & TITLE

TELEPHONE NO.

FEDERAL TAX I.D. NO. or TAXPAYER I.D. NO.

FAX NO

☐ **WE HAVE DOWNLOADED THE BID PACKAGE FROM THE AUTHORITY WEBSITE**



**New Jersey Turnpike Authority
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**SECTION I
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN that sealed bids will be received by the New Jersey Turnpike Authority ("Authority") on or before **MARCH 19, 2015 at 11:30 AM** prevailing time, at the New Jersey Turnpike Authority, 581 Main Street, Woodbridge, New Jersey, at which time and place, bids will be opened and read in public for the sale of the following Real Property Declared Surplus by the New Jersey Turnpike Authority (the "Property"):

**2 Vacant Tax Lots
Township of East Brunswick, Middlesex County
Block 585, Lots 17 & 18
Comprised of Parcels 755X2 & 756X2**

Grouped Property Offerings

Bidders are hereby advised that the following Properties must be bid upon in a group as set forth below ("Parcel Groups"). Bids for individual parcels within a Parcel Group containing more than one parcel will be automatically rejected. Bidders may submit a bid for more than one Parcel Group, but a separate bid in a separate sealed envelope shall be submitted for each Parcel Group. Should a prospective purchaser be designated as the successful bidder for more than one Parcel Group, then that bidder shall be required to purchase all such properties. The minimum bid for each Parcel Group is set forth below:

GROUP I: PARCELS 755X2 & 756X2
BLOCK 585, LOTS 17 & 18
CORNER OF SULLIVAN WAY AND CORONA ROAD
TOWNSHIP OF EAST BRUNSWICK, MIDDLESEX COUNTY
NEW JERSEY
MINIMUM BID: \$200,000.00

Further information about the Properties is set forth at Exhibit A.

The minimum bid for the properties is as follows:

Group I Offering is \$200,000.00.

Bids must be delivered to the Authority's Procurement and Material Management Department (PMM) at the address above by hand or mail by the required date and time. Bidders mailing Bids should allow for their normal mail delivery time to ensure timely receipt of their Bids. Please be advised that using overnight / next-day delivery service does not guarantee overnight/next-day deliveries to our location. The Authority will not be responsible for any bid not being received by the required date and time.

Prospective Bidders should follow all instructions in this Invitation to Bid, the exhibits hereto, and any other documents issued by the Authority in connection with this Invitation to



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Bid (collectively, "Bid Documents"). Prospective Bidders must examine the Bid Documents carefully before bidding and must ask the Director of Procurement and Materials Management in writing for any interpretation or correction of any apparent ambiguity, inconsistency or apparent error therein. Any written request for interpretation or correction shall be directed to the Director of Procurement and Materials Management. Written requests can be submitted by FAX at 732-750-5399. If necessary, an interpretation or correction shall be issued by the Director of Procurement and Materials Management as an Addendum and FAXED to prospective Bidders who have obtained the Bid Documents. Upon the issuing of an Addendum, the content of the Addendum shall become part of the Bid Documents. **Requests for interpretation or correction shall be considered only if received at least 5 business days prior to the bid opening date.**

Only written interpretations or corrections issued by the Director of Procurement and Materials Management by Addendum shall be binding.

The submission of the Bid is conclusive evidence that the Bidder is fully aware of the conditions, requirements, and details as stated in the Bid Documents. If the Bidder, prior to submitting its Bid, fails to notify the Director of Procurement and Materials Management of the existence of an ambiguity, inconsistency in the Bid Documents, a Bid will conclusively be presumed to have been based upon the interpretation of such ambiguity or inconsistency.

Bidders are required to comply with the requirements of P.L. 2005, Chapter 51, and Executive Order 117 (Corzine) ("Chapter 51 Requirements"). (See Exhibits D and E for detailed information regarding the Chapter 51 Requirements).

Pursuant to N.J.S.A. 52:13D-19, no Authority officer or employee, either him or herself, or by his or her partners or through any corporation which he or she controls or in which he or she owns or controls more than 1% of the stock, or by any other person for the officer or employee's use or benefit or on the officer or employee's account, may bid on the Property without prior approval of the State Ethics Commission.



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SECTION II
INFORMATION TO BIDDERS

In accordance with the Authority's Surplus Real Property Policy, the Authority will accept sealed bids for the Property further described in Exhibit A hereto. Please review the information provided in Exhibit A carefully. **The minimum bid for the properties is as follows:**

Group I Offering is \$200,000.00.

All bids for the Property shall be subject to applicable law and the following requirements:

1. Interested parties shall submit a sealed bid for the purchase of the Property using the Offer to Purchase Form appended hereto as Exhibit B. The Offer to Purchase must be submitted to the Authority in a sealed envelope, addressed to the New Jersey Turnpike Authority, ATTN: Procurement and Material Management Department, 581 Main Street, Woodbridge, NJ 07095. The outside of the envelope shall bear the name and address of the bidder, Parcel Number and Lot and Block number of the Property, and the words "Surplus Property Bid."
2. The sealed bid for each Property shall be accompanied by following, as more completely described in Section IV, below:
 - a. a completed and signed Bid Solicitation Notice (page 1 of this document);
 - b. completed and signed Offer to Purchase (Exhibit B). The Offer to Purchase must be completed in its entirety. Print your name, title (if applicable) address, telephone number, fax number (if any), the Property's Parcel Number, Block and Lot number, and insert the amount of your bid for the Property. Make sure you sign the Offer to Purchase in the space provided, and insert the date of signing. If a corporation, affix corporate seal.
 - c. a cashier's check or money order in the amount of ten percent (10%) of the bid amount, payable to the *New Jersey Turnpike Authority*;
 - d. a completed and signed Stockholder Disclosure Form (Exhibit C); and
 - e. a completed and signed P.L. 2005, Chapter 51/EO 117 Certification and Disclosure Form (Exhibit E);

Failure to submit the items required in 2b and 2c above with the sealed bid will result in the rejection of the bid.

3. All bids must be submitted by hand or by mail on or before **MARCH 19, 2015 at 11:30 AM**, to PMM at the New Jersey Turnpike Authority, 581 Main Street, Woodbridge, New Jersey, 07095. All bids will be publicly opened and read aloud at that time. **Any bids**



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delivered after this date and time will not be considered by the Authority and will be returned unopened.

4. **Basis for Award:** In accordance with the Authority's Surplus Property Policy, award shall be made as soon as practicable by notice to the highest responsible bidder; provided, however, that all bids may be rejected when it is in the interest of the Authority to do so.
5. The New Jersey Turnpike Authority reserves the right to add or delete any Property from the offering, to abandon this process, to waive any minor irregularities in bids received, or to reject any and all bids.



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SECTION III
TERMS AND CONDITIONS OF SALE

The general terms and conditions of sale are as follows:

1. Submission of the bid constitutes an offer in writing which is binding upon the bidder and which is not deemed to be accepted by the Authority unless and until the offer is submitted to and approved by the Commissioners of the Authority at a regularly scheduled meeting in accordance with law.
2. The approval by the Commissioners is subject to approval by the Governor within ten (10) business days of the Authority's submission to him of the minutes of the Commissioners' meeting approving the bid. If the minutes approving the award of the bid are not approved, the deposit will be returned to the bidder within thirty (30) days, and the bid shall be deemed to have been rejected. The deposits submitted by unsuccessful bidders will be retained until the Commissioners approve acceptance of the highest bid and the successful bidder has executed a Contract of Sale; thereafter, the deposits of the unsuccessful bidders shall be returned along with a letter advising such bidders of the award to the highest bidder.
3. All bids shall be irrevocable for ninety (90) days after the date on which the Authority publicly opens the bid. All bidders will be notified in writing of the action taken by the Authority.
4. In the case of a tie between two or more highest bidders, the Authority will request a best and final offer from each of the tied bidders in order to determine the successful bidder.
5. The successful bidder shall be required to execute a Contract of Sale, in the form attached hereto as Exhibit F, within ten (10) business days of notification of the Authority's acceptance of the bid. **The form of Contract of Sale is non-negotiable.** Closing will be in accordance with the terms of the Contract of Sale.
6. The purchase price, less the successful bidder's ten-percent (10%) deposit¹, shall be paid by the successful bidder to the New Jersey Turnpike Authority upon closing. Closing shall occur within sixty (60) days of Commissioner Approval of acceptance of the bid, whereupon a Bargain and Sale Deed shall be delivered by the Authority to the successful bidder. Extension of this sixty (60) day period is subject to the approval of and is in the sole discretion of the Authority.
7. The transaction for the purchase of the Property is on an all cash basis, with the balance of the purchase price to be paid in cash or by cashier's check at the time of closing.
8. Purchasers shall pay all transfer taxes and all customary closing costs, including but

¹ The Authority will retain the successful bidder's deposit and will credit the amount thereof, without interest, against the purchase price.



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not limited to, title insurance premiums, escrow fees, recording fees, and document preparation fees, as more specifically set forth in the Contract of Sale. All utilities and taxes, if any, shall be adjusted by the parties as of the date of the closing.

9. The Authority makes no representations with respect to the quality or condition of the Property, including but not limited to the areas of zoning, environmental, or permitted uses. The Property will be delivered in its “as is,” “where is” physical condition, subject to all faults, environmental or otherwise, including latent and patent defects, without any warranty of any kind. It shall be the bidder’s responsibility to make such investigations or inquiries as the bidder deems necessary, including but not limited to title, condition, zoning, use and similar considerations, in order to make an informed offer.

10. The Authority has not consulted with any real estate brokers in connection with the sale of these Properties. No brokerage commission will be recognized or paid by the Authority in connection with these sales.

11. The Authority reserves the right, at its sole and absolute discretion, to add or delete any Property from the offering, to abandon this process, or to reject any and all bids.

12. The Authority reserves the right to waive any minor defect or informality in the bids received, as the public interest may require.

13. If the successful bidder shall fail to execute the Contract of Sale or shall otherwise fail to consummate the purchase within the prescribed timeframes, the Authority shall retain bidder’s ten (10%) deposit as liquidated damages. This remedy shall not be exclusive, and the Authority may pursue any and all additional legal remedies available to it.

14. The Property being offered for sale may be subject to restrictions, covenants and easements of record, if any, such facts as an accurate survey will disclose, federal, state, and local laws and codes, and in the discretion of the Authority, the deed restrictions and covenants specified in the Contract of Sale (Exhibit F) attached hereto.

15. The Properties being offered for sale may be subject to the following additional restrictive covenants which shall be included in the deed conveying title if deemed necessary by the Authority, in its sole discretion, due to the Property’s proximity to Authority property. At the discretion of the Authority, the successful bidder shall not:

- a. Install (or permit the installation of) or operate (or permit the operation of) a microwave transmission or receiving facility or tower, including, without limitation, any structure designed for the transmission or receiving of cellular telephone transmissions at the Property, without obtaining prior written consent of the Authority.
- b. Install (or permit the installation of) or operate (or permit the operation of) any billboards, advertisements or other signage at the Property, without obtaining prior written consent of the Authority.
- c. Install (or permit the installation of) or operate (or permit the operation of) any lighting or illumination at the Property which, in the sole and absolute discretion of



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the Authority, poses a hazard to persons utilizing the Authority facilities; provided, however, that standard lighting fixtures having a wattage of less than 300 watts or which are directed away from the Authority facilities shall be deemed to be acceptable to the Authority.

16. The successful bidder further agrees to the following, if deemed necessary by the Authority, in its sole discretion, due to the Property's proximity to Authority property:

- a. Where the Property is subject to existing slope and drainage rights, such rights may only be altered after written approval by the Authority.
- b. The use of reflective or mirrored glass in construction of any building on the Property is subject to review and approval in writing by the Authority.
- c. No access to or from the Property shall be permitted from adjacent Authority ramps or main line roadway.
- d. The Authority is not required to construct a noise wall or entertain any requests for noise abatement on or adjacent to the Property.
- e. To abide by current rules and regulations/License to Cross regulations/traffic permit regulations, should the owner need access from the Property to the Authority's facilities.

These restrictions are perpetual, shall run with the land and shall be binding upon the successors, heirs and assigns of the owner and shall benefit the Authority, its successors and assigns.

17. While the information contained in Exhibit A is from sources deemed to be reliable, the truthfulness, accuracy and/or completeness of such information is not warranted or guaranteed by the Authority. The maps/drawings that may be included in Exhibit A were not prepared by a licensed surveyor, are not drawn to scale, and are intended for general information only. Each successful bidder will be required to have the Property surveyed and described by metes and bounds by a licensed New Jersey surveyor. Such surveys shall be certified to New Jersey Turnpike Authority and its General Counsel.

18. Notwithstanding the restrictions contained herein, all bidding is open to the public without regard to race, color, creed, age, sex, religion, national origin, ancestry, handicap, marital status, affectional or sexual orientation.

19. NEITHER THE AUTHORITY NOR ANY, COMMISSIONER, OFFICER, DIRECTOR, EMPLOYEE, AGENT, REPRESENTATIVE OR CONTRACTOR OF ANY OF THEM (COLLECTIVELY "OFFERORS") IS MAKING OR WILL MAKE ANY REPRESENTATIONS OR WARRANTIES WHETHER EXPRESS OR IMPLIED, BY OPERATION OF LAW OR OTHERWISE WITH RESPECT TO ANY PROPERTY DESCRIBED IN THE BID DOCUMENTS. IN NO EVENT SHALL OFFERORS BE LIABLE FOR OR BOUND BY ANY GUARANTEES, PROMISES, STATEMENTS, REPRESENTATIONS, WARRANTIES OR INFORMATION PERTAINING TO ANY



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PROPERTY MADE OR FURNISHED BY ANY AGENT, EMPLOYEE, CONTRACTOR OR OTHER PERSON OR ENTITY REPRESENTING OR PURPORTING TO REPRESENT ANY OF THEM. NO PERSON OR ENTITY IS AUTHORIZED TO MAKE ANY STATEMENTS, REPRESENTATIONS, WARRANTIES, PROMISES OR GUARANTIES ON BEHALF OF OFFERORS AS TO THE ACCURACY OR COMPLETENESS OF ANY INFORMATION OR DOCUMENTATION CONTAINED IN THE BID DOCUMENTS AS TO QUALITY, CONDITION OR FITNESS OF ANY PROPERTY. PURCHASERS SHALL RELY ON SUCH INFORMATION AT THEIR OWN RISK.

20. In the event of an inconsistency between the terms of the Bid Documents and the Authority's regulations regarding bidding, the terms of this document shall prevail.

21. Sale of any of the Property is subject to payment by the Purchaser of any taxes, liens or other encumbrances which may become due and owing as of the date of closing including, but not limited to, Farmland Assessed Rollback Taxes.

22. Bidders are subject to and shall be required to comply with the terms of all applicable laws, rules and regulations, including but not limited to, Chapter 51 Requirements.



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SECTION IV
SUBMISSION REQUIREMENTS CHECKLIST

Please review the Bid Documents carefully. The information provided herein is important and should be read carefully. If you wish to submit a bid, ensure you follow the instructions set forth herein. You may use the checklist below to ensure you have submitted all required documents with your sealed bid:

Items to Be Included With Sealed Bid

- ☐ Completed and signed Bid Solicitation Notice Form (page 1 of this document).
- ☐ Completed and signed Offer to Purchase (Exhibit B).
- ☐ Cashier's check or money order payable to the *New Jersey Turnpike Authority*, for an amount equal to ten percent (10%) of the bid amount.
- ☐ Completed and signed Stockholder/Partnership Disclosure Statement (Exhibit C), if the bidder is a corporation or a partnership.
- ☐ Completed and signed Chapter 51/EO117 Certification and Disclosure Form (Exhibit E).
- ☐ All documents and cashier's check/money order placed in a sealed envelope addressed to the New Jersey Turnpike Authority, ATTN: Procurement and Material Management Department, 581 Main Street, Woodbridge, NJ 07095.
- ☐ The outside of the envelope should bear the name and address of the bidder, the Parcel Number and Lot and Block number of the Property, and the words "Surplus Property Bid."

All bids must be delivered by **11:30 AM** on **MARCH 19, 2015** to:

Director, Procurement and Materials Management
New Jersey Turnpike Authority
581 Main Street
Woodbridge, New Jersey 07095



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**EXHIBIT A
PROPERTY INFORMATION**



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**EXHIBIT B
OFFER TO PURCHASE**

The undersigned offers and agrees to purchase from the New Jersey Turnpike Authority the following Property (and any improvements located thereon) known as:

Please make selections by initialing to the left of the Group Offering on which you are bidding.

_____ **Group I Offering:** Parcel Number 755X2 and 756X2, Block 585, Lots 17& 13,
Initials located in the Township of East Brunswick, County of Middlesex, as described in
Exhibit A to the Bid Documents.

The undersigned offers to purchase the Property identified above for the amount of:

_____ Dollars

(\$_____. 00) *

AND/OR

_____ **Group II Offering:** Parcel Number DE3-18A, Block 20701, Lot 6, located in the
Initials Township of Jackson, County of Ocean, as described in Exhibit A to the Bid
Documents.

The undersigned offers to purchase the Property identified above for the amount of:

_____ Dollars

(\$_____. 00) *

***NOTE: The minimum bid required for each Property shall be as stated in the Bid Documents. Any bid received below the minimum bid required shall be rejected.**

I understand that submission of this bid (Offer to Purchase) constitutes an offer in writing, which is binding on the bidder. This bid is in compliance with all terms, conditions, specifications and addenda of the Bid Documents, including the Contract of Sale provided therein. The undersigned certifies that he or she executes this bid with full authority so to do; and that all statements contained in this bid and in this certification are true and correct, and made with full knowledge that the Authority relies upon the truth of the statements contained herein and in any statements requested by the Authority showing evidence of qualifications in awarding the contract.

BID IRREVOCABLE: This offer shall be irrevocable for ninety (90) days after the date on which the Authority publicly opens this bid. All bidders will be notified in writing of the action taken by the Authority.

I acknowledge receipt of the following Addenda/Responses to Inquiries to the Bid Documents. If no Addenda have been issued, Bidder shall write "None" below.

Addendum/Inquiries # _____ dated _____.
Addendum/Inquiries # _____ dated _____

AUTHORIZED SIGNATURE: _____



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Print Name and Title: _____

Bidding Entity: _____

Address: _____

Telephone #: _____ Fax: _____

Email Address: _____ Date: _____

[CORPORATE SEAL]



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EXHIBIT C
STOCKHOLDER/PARTNERSHIP DISCLOSURE STATEMENT

The undersigned Bidder, _____, a Corporation/Partnership (circle one) organized under the laws of _____, does hereby state and declare, in compliance with P.L. 1977, c. 33, N.J.S.A. 52:25-24.2, that the following stockholders or partners, as the case may be, own 10 percent or greater interest therein. (If one or more such stockholder or partner is itself a corporation or partnership, the stockholders holding 10% or more of that corporation's stock, or the individual partners owning 10% or greater interest in that partnership, as the case may be, shall also be listed.)

<u>Name</u>	<u>Address</u>	Number of Shares of Stock in Corporation or % of Interest in <u>Partnership</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

I certify that to the best of my knowledge the list of stockholders above is current and correct.

AUTHORIZED SIGNATURE: _____

Print Name and Title: _____

Witnessed by _____ Date _____



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EXHIBIT D
Surplus Property Purchaser
Notice of Political Contributions Compliance
Public Law 2005, Chapter 51 and Executive Order 117

In order to safeguard the integrity of State government procurement by imposing restrictions to insulate the award of State contracts from political contributions that pose the risk of improper influence, purchase of access, or the appearance thereof, Executive Order 134 (McGreevey) was signed on September 22, 2004 and became effective October 15, 2004. EO134 was applicable to all State agencies, the principal departments of the executive branch, any division, board, bureau, office, commission within or created by a principal executive branch department, and any independent State authority, board, commission, instrumentality or agency. EO134 was superseded by P.L. 2005, c. 51, signed into law on March 22, 2005 ("Chapter 51"). In September 2008, Executive Order 117 (Corzine) was signed and became effective November 15, 2008. EO117, which applies only prospectively, extends Chapter 51's political contribution restrictions by expanding the definition of "business entity" to include, for example, more corporate shareholders and sole proprietors. EO117 and Chapter 51 contain restrictions and reporting requirements that will necessitate a thorough review of their provisions by bidders.

Pursuant to the requirements of Chapter 51 and EO117, the terms and conditions set forth in this Exhibit are material terms of any contract entered into by the Authority.

DEFINITIONS

For the purpose of this Exhibit, the following shall be defined as follows:

a) "**Contribution**" – means a contribution reportable by the recipient under the New Jersey Campaign Contributions and Expenditures Reporting Act, P.L. 1973, c. 83, N.J.S.A. 19:44A-1 et seq., and implementing regulations set forth at N.J.A.C. 19:25-7 and N.J.A.C. 19:25-10.1 et seq., made on or after October 15, 2004. As of January 1, 2005, contributions in excess of \$300 are reportable.

b) "**Business Entity**" – means any natural or legal person; business corporation (and any officer, person, or business entity that owns or controls ten percent (10%) or more of the corporation's stock); professional services corporation (and any of its officers or shareholders); limited liability company (and any members); general partnership (and any partners); limited partnership (and any partners); in the case of a sole proprietorship: the proprietor; a business trust, association or any other legal commercial entity organized under the laws of New Jersey or any other state or foreign jurisdiction, including its principals, officers, or partners. The definition of a business entity also includes (i) all principals who own or control more than ten percent (10%) of the profits or assets of a business entity; (ii) any subsidiaries directly or indirectly controlled by the business entity; (iii) any political organization organized under Section 527 of the Internal Revenue Code that is directly or indirectly controlled by the business entity, other than a candidate committee, election fund, or political party committee; and (iv) if a business entity is a natural person, that person's



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spouse, civil union partner or child, residing in the same household, except for contributions by spouses, civil union partners, or resident children to a candidate for whom the contributor is eligible to vote, or to a political party committee within whose jurisdiction the contributor resides.

PROHIBITION ON CONTRACTS/BREACH OF EXISTING CONTRACT

As set forth in Chapter 51 and EO117, and for the purposes of the disposition of Authority Surplus Property, the Authority shall not enter into a contract to sell or lease any land or building, where the value of the transaction exceeds **\$17,500**, if that Business Entity has solicited or made any contribution of money, or pledge of contribution, including in-kind contributions, to a candidate committee and/or election fund of any candidate for or holder of the public office of Governor or Lieutenant Governor, or to any State, county or municipal political party committee, or legislative leadership committee during specified time periods.

Further, it shall be a breach of the terms of any contract with the Authority for any Business Entity who has been awarded the contract, and until such time of the closing of the contract, to:

- (i) make or solicit a contribution in violation of Chapter 51 or EO117;
- (ii) knowingly conceal or misrepresent a contribution given or received;
- (iii) make or solicit contributions through intermediaries for the purpose of concealing or misrepresenting the source of the contribution;
- (iv) make or solicit any contribution on the condition or with the agreement that it will be contributed to a campaign committee or any candidate of holder of the public office of Governor or Lieutenant Governor, or to any State, county or municipal party committee, or legislative leadership committee;
- (v) engage or employ a lobbyist or consultant with the intent or understanding that such lobbyist or consultant would make or solicit any contribution, which if made or solicited by the Business Entity itself, would subject that entity to the restrictions of Chapter 51 or EO117;
- (vi) fund contributions made by third parties, including consultants, attorneys, family members, and employees;
- (vii) engage in any exchange of contributions to circumvent the intent of Chapter 51 or EO117; or
- (viii) directly or indirectly through or by any other person or means, do any act which would subject that entity to the restrictions of Chapter 51 or EO117.

CERTIFICATION AND DISCLOSURE REQUIREMENTS

All Business Entities seeking to bid on the Property shall submit to the Authority a completed Certification and Disclosure of Political Contributions form, as issued by the State Treasurer, and attached hereto as Exhibit E. This Certification and Disclosure Form should be returned to the Authority with the sealed bid submission.

In completing this form, the Business Entity must certify that no contributions prohibited by Chapter 51 or EO117 have been made by the Business Entity and must report all contributions the Business Entity made during the preceding four years to any political



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organization organized under 26 U.S.C. § 527 of the Internal Revenue Code that also meets the definition of a “continuing political committee” within the meaning of N.J.S.A. 19:44A-3(n) and N.J.A.C. 19:25-1.7. Failure to submit the required forms will preclude award of the contract at issue.

Upon approval by the State Treasurer, the Authority will execute the Contract of Sale for the subject surplus property. However, if the State Treasurer determines that any contribution or action by a Business Entity poses a conflict of interest in the awarding of the contract or agreement at issue, the State Treasurer shall disqualify the Business Entity from award of such contract.

Once approved by the State Treasurer, a Business Entity’s Political Contributions Certification is valid for a two (2) year period from the date of approval. If, prior to the award of a contract, the State Treasurer confirms to the Authority that the intended awardee has an approved Certification that will remain valid for the term of the contract, the Authority may waive the requirement that the awardee complete a Certification and Disclosure of Political Contributions form.

Any Business Entity entering into a contract for the purchase of surplus property with the Authority is required, on a continuing basis, to report to the Authority any contributions it makes prior to the closing of the contract, at the time any such contribution is made. Such reports shall be subject to review by the Authority and the State Treasurer. If the State Treasurer determines that any such contribution poses a conflict of interest, such contribution shall be deemed a material breach of the Contract of Sale.



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**EXHIBIT E
CERTIFICATION AND DISCLOSURE OF POLITICAL CONTRIBUTIONS**



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EXHIBIT F
CONTRACT OF SALE